

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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DAWN CANGIALOSI and CARL CANGIALOSI,

Plaintiffs,

-against-

ORDER

96-CV-4531 (ILG)

FABRIC BONANZA, INC. and  
RICHARD CHOUINARD,

Defendants.

-----X

GLASSER, United States District Judge:

**FILED**  
IN CLERK'S OFFICE  
U. S. DISTRICT COURT E.D. N.Y.

★ JUL 13 1998 ★

P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

In this action plaintiffs DAWN CANGIALOSI and CARL CANGIALOSI asserted various state law claims against RICHARD CHOUINARD ("CHOUINARD") and his employer, FABRIC BONANZA, INC. ("FABRIC"), and various claims alleging violations of Title VII, 42 U.S.C. 2000e, et seq., against FABRIC. Federal jurisdiction was predicated upon the Title VII claims.

Plaintiffs and FABRIC entered into a settlement agreement in late 1997, disposing of all claims asserted against FABRIC, including the Title VII claims. Plaintiffs then moved to "remand" this action to state court, citing the absence of any basis for federal jurisdiction.

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Because federal jurisdiction was predicated upon the Title VII claims and those claims have now been settled, the action is dismissed without prejudice to plaintiffs, who may commence an action against CHOUINARD in state court.

SO ORDERED.

Dated: Brooklyn, New York  
July 10, 1998

  
I. Leo Glasser, U.S.D.J.

Copies of the foregoing Order were this day sent to:

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Thomas F. Bello  
387 Forest Avenue  
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